

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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PFIZER INC.,  
PHARMACIA & UPJOHN COMPANY, and  
PFIZER HEALTH AB,

Plaintiffs,

v.

IVAX PHARMACEUTICALS, INC.,

Defendant.

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IVAX PHARMACEUTICALS, INC., and  
TEVA PHARMACEUTICALS USA, INC.,

Counterclaim-Plaintiffs,

v.

PFIZER INC.,  
PHARMACIA & UPJOHN COMPANY, and  
PFIZER HEALTH AB,

Counterclaim-Defendants.

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No. 07-CV-0174 (DMC) (MF)

**JOINT STIPULATED ORDER AS TO PFIZER'S BILL OF COSTS**



**WHEREAS**, Plaintiffs Pfizer Inc., Pharmacia & Upjohn Company, and Pfizer Health AB (collectively "Pfizer") having filed a Motion for Bill of Costs pursuant to Federal Rule of Civil Procedure 54(d)(1) and Local Civil Rule 54.1 on March 18, 2010 (Docket Entry 192); and

**WHEREAS**, Defendants IVAX Pharmaceuticals, Inc. and Teva Pharmaceuticals USA, Inc. (collectively "IVAX") and Pfizer having agreed to an amount to resolve Pfizer's currently pending Motion for Bill of Costs.

**WHEREAS**, Pfizer having agreed to withdraw its Motion for Bill of Costs based on that agreement.

**IT IS THEREFORE STIPULATED** that IVAX shall pay Pfizer the agreed upon amount and Pfizer's Motion for Bill of Costs shall be dismissed.

**SO STIPULATED** this 14<sup>th</sup> day of May, 2010:

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| <br><b>For Plaintiffs Pfizer Inc., Pharmacia &amp; Upjohn Company, and Pfizer Health AB</b><br><br>David E. De Lorenzi, Esq.<br>Sheila F. McShane, Esq.<br><b>GIBBONS P.C.</b><br>One Gateway Center<br>Newark, NJ 07102-5310<br>Telephone: (973) 596-4500<br><br>Dimitrios T. Drivas<br>Jeffrey J. Oelke<br>Adam Gahtan<br>James S. Trainor, Jr.<br>Alison Hanstead<br>Ryan Johnson<br><b>WHITE &amp; CASE LLP</b><br>1155 Avenue of the Americas<br>New York, New York 10036<br>Telephone: (212) 819-8200 | <br><b>For Defendants IVAX Pharmaceuticals, Inc. and Teva Pharmaceuticals USA, Inc.</b><br><br>Allyn Z. Lite<br>Michael E. Patunas<br><b>LITE DEPALMA GREENBERG, LLC</b><br>Two Gateway Center, 12th Floor<br>Newark, NJ 07102<br>Telephone: (973) 623-3000<br><br>John C. Englander<br>Don M. Kennedy<br>Elaine H. Blais<br><b>GOODWIN PROCTER LLP</b><br>Exchange Place<br>53 State Street<br>Boston, Massachusetts 02109<br>Telephone: (617) 570-1000 |
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**SO ORDERED** this 19 day of May, 2010,

  
Honorable Dennis M. Cavanaugh, U.S.D.J.